Approved For Release 2005/07/28 : CIA-RDP92-00455R000300040004-5

19 October 1981

MEMORANDUM FOR: Chief, Regulations Control Division

STAT FROM : [redacted]
Chief, Programs and Analysis,
Policy and Programs Staff/OP

SUBJECT : Proposed Revision of [redacted] CIA Retirement and Disability System, Draft A (Job #9733) STAT

1. The Office of Personnel has reviewed and accepted the changes proposed by the Office of General Counsel for paragraph (p)(6)(a) (page 6 of Draft) and paragraph (p)(6)(b)(1)(b)(ii) (page 7 of Draft).

2. In addition, paragraph (p)(6)(a) line 3 (page 6 of Draft) should be changed by deleting August 13 and substituting "September 30."

3. It is requested that these changes be incorporated and that the revised regulation be published as soon as possible.

[redacted] STAT

Distribution:
Orig. + 1 - Adse.
1 - HR 20-50 file
1 - Chrono

STAT OP/C/P&A/PPS/[redacted]:gsk (19 Oct. 81)

Approved For Release 2005/07/28 : CIA-RDP92-00455R000300040004-5

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ROUTING AND RECORD SHEET

SUBJECT: (Optional) Proposed Revision of [redacted] CIA Retirement and Disability System, Draft A (Job #9733) STAT

FROM: [redacted] STAT
Chief, Programs and Analysis,
Policy and Programs Staff-1001 Ames

EXTENSION [redacted]

NO.

DATE 19 October 1981 STAT

TO: (Officer designation, room number, and building)	DATE RECEIVED	DATE FORWARDED	OFFICER'S INITIALS	COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)
1. Chief, RCD 1105 Ames				
2.				Attached is a proposed revision of [redacted] CIA STAT
3.				Retirement and Disability Sytem, STAT to be published as soon as possible.
4.				[redacted]
5.				
6.				
7.				
8.				
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14.				
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31 JUL 84

FILE: RETIREMENT // CIA RETIREMENT AND DISABILITY SYSTEM

FORM 1-79 610 USE PREVIOUS EDITIONS

Approved For Release 2005/07/28 : CIA-RDP92-00455R000300040004-5

Approved For Release 2005/07/28 : CIA-RDP92-00455R000300040004-5

CONCURRENCE SHEET

BX 1 7
BR "

TO: Chief, Regulations Control Division
Office of Information Services
Directorate of Administration
1105 Ames Building

SUBJECT: Proposed Revision of [ ] CIA Retirement and Disability System, DRAFT A STAT

Subject proposed regulation has been reviewed by the Office of General Counsel and our position is as follows:

I. ☒ No legal objection.

☐ See memorandum, same subject, dated _____ because:

☒ We concur with comments. See memo

☐ We do NOT concur.

☐ Legal objection.

☐ Other comments _____

_____.

II. ☐ Paragraphs _____ involve the exercise of authority which, by law, the DCI may not delegate. Therefore, those paragraphs may be approved only by the DCI.

☐ Paragraphs _____ involve the exercise of authority which, by law, may not be delegated to other than the DDCI. Therefore, those paragraphs may not be approved at a level subordinate to the DDCI.

☐ DCI or DDCI approval is not required because:

☐ Independent delegation exists (as stated in regulation).

☐ Other _____.

N.B. The need for DCI or DDCI approval was not stated in the previous revision dated 29 July 1980 by [ ] OGC STAT STAT

Job No. 9733
Due: 30 Sept 81

[ ]
TYPED NAME AND SIGNATURE

OFFICE OF GENERAL COUNSEL

30 Sept 81
Date

FORM 3-80 2306a PREVIOUS EDITIONS Approved For Release 2005/07/28 : CIA-RDP92-00455R000300040004-5 (05-47)

Approved For Release 2005/07/28 : CIA-RDP92-00455R000300040004-5

OGC 81-08366

30 September 1981

STAT MEMORANDUM FOR: [redacted] C/ALD/OGC

STAT FROM : [redacted]
Office of General Counsel

SUBJECT : Revision of [redacted] CIARDS STAT

1. With respect to the above-referenced regulation revision, I have no problems with any of the changes made in the regulation except for the following:

STAT 1. [redacted](p)(6)(a) (Page 6 of DRAFT) - the second sentence of this provision should read:

Except as provided in paragraph (b) below, effective 1 March of each year each annuity payable from the fund having a commencing date not later than such March 1 will be increased by the percent change in the Price Index published for December of the preceding year over the Price Index published for December of the year prior to the preceding year adjusted to the nearest one-tenth of one percent.

STAT 2. [redacted](6)(b)(1)(b)(ii) (Page 7 of DRAFT) - should read:

In the case of a widow or widower of deceased annuitant whose annuity has not been so increased since it was first payable to the deceased annuitant.

2. These changes represent only a conforming of the Draft to the conference report for PL 97-35 (yet to be published) -- the omissions were undoubtedly merely the result of typographical errors.

[redacted] STAT

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81-08304

28 September 1981

MEMORANDUM FOR: Director, National Foreign Assessment Center
Deputy Director for Operations
Deputy Director for Science and Technology
General Counsel
Inspector General
Comptroller

STAT FROM: [redacted]
Chief, Regulations Control Division

SUBJECT: Proposed Revision of [redacted] CIA Retirement and Disability System, DRAFT A (Job #9733) STAT

FOR YOUR INFORMATION:

1. The attached proposal was initiated by the Office of Personnel. STAT This revision of [redacted] reflects the policy contained in the new Executive orders pertaining to the CIA Retirement and Disability System which are expected to go into effect on 1 October 1981 and are based on Public Laws 96-179, ~~96-361~~, 96-499, and 97-35. This proposal is being sent for your information prior to it being forwarded to the Deputy Director for Administration on 30 September 1981.

2. Immediate handling would be appreciated.

[redacted] STAT

Attachments:
A. Concurrence Sheet (OGC)
STAT B. Proposed Revision of [redacted]

cc: AO/DCI
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Form 3-65 160c (13)

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(2) REDUCED ANNUITY WITH BENEFIT TO SURVIVING WIFE OR HUSBAND

(a) through (f) No change.

(g) A married participant who, at the time of retirement, does not desire any surviving spouse to receive an annuity, or who desires a surviving spouse to receive an annuity based on less than the full amount of the participant's annuity, must so state in writing to the Director. Such notification will not be considered valid unless the participant establishes to the satisfaction of the Director that the spouse has been notified of the loss of or reduction in survivor benefits, or that the participant has complied with such other notification requirements as the Director may prescribe. This provision is effective 5 January 1981.

(h) No change.

(3) through (5) No change.

(6) COST-OF-LIVING ADJUSTMENT OF ANNUITIES

(a) On the basis of determinations made by the Director pertaining to per centum change in the Price Index, effective ~~13 August~~ 30 SEPTEMBER 1981 the following adjustments will apply to annuities which commence before, on, or after such date. Except as provided in paragraph (b) below, effective 1 March of each year each annuity payable from the Fund having a commencing date not later than such 1 March will be increased by the percent change in the Price Index published for December of the preceding year, adjusted to the nearest one-tenth of one percent.

(b) Eligibility for an annuity increase under this paragraph will be governed by the commencing date of each annuity payable from the Fund as of the effective date of an increase,

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except as follows:

(1) The first cost-of-living increase (if any) made under paragraph (a) above to an annuity which is payable from the Fund to a participant who retires, to the widow or widower of a deceased participant whose annuity has not been increased under this paragraph or paragraph (a) above, will be equal to the product (adjusted to the nearest one-tenth of one percent) of:

(a) One-twelfth of the applicable percent change computed under paragraph (a) above, multiplied by

(b) The number of months (counting any portion of a month as a month):

(i) For which the annuity was payable from the Fund before the effective date of the increase, or

(ii) In the case of a widow or widower of a deceased annuitant whose annuity was first payable to the deceased annuitant.

(2) For the purpose of computing the annuity of a child that commences after 31 October 1969, the items $900, $1,080, $2,700, and $3,240 will be increased by the total per centum increases allowed and in force under this paragraph on or after such day, and, in case of a deceased annuitant, the items 60 per centum and 75 per centum will be increased by the total per centum allowed and in force to the annuitant under this paragraph on or after such day.

(c) The term ''Price Index'' will mean the Consumer Price Index (all items--United States city average) published monthly by the Bureau of Labor Statistics.

(d) No increase in annuity provided by this paragraph will be computed on any additional annuity purchased at retirement

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Approved For Release 2005/07/28 : CIA-RDP92-00455R000300040004-5

ROUTING AND RECORD SHEET

SUBJECT: (Optional)
STAT Proposed Revision of [redacted] CIA Retirement and Disability System, DRAFT A (Job #9733)

STAT FROM [redacted]
Chief, Regulations Control Division
1105 Ames Building

EXTENSION [redacted] NO.

DATE 5 OCT 1981 STAT

TO: (Officer designation, room number, and building)	DATE RECEIVED	DATE FORWARDED	OFFICER'S INITIALS	COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)
1. Chief, Policy and Programs Staff		10/5	JH	Attached are comments from OGC on Draft A of the proposed revision of [redacted] We understand that [redacted] (OGC) discussed these changes with [redacted] The other coordinators concurred without comment. STAT STAT STAT STAT If you agree with these recommendations for changes to [redacted] please make the necessary revisions and return to RCD for forwarding to the DDA for approval. STAT May we hear from you by 5 October 1981.
2. Office of Personnel 1006 Ames Building ATTN: STAT [redacted]				
3.				
4.				
5.				
6.				
7.				
8. C/RAD		10/16	[redacted]	8 - See notes above and attachments with OGC proposed changes. All others have coord with no questions or changes. STAT [redacted]
9.				
10.				
11.				
12.				
13. C/OP/PA attn: STAT [redacted]	10/12			13: Only other change is on page —, para 9.(6)(a) line 3 — August 13 should be deleted and September 30 substituted therefor [redacted]
14.				
15.				

FORM 610 USE PREVIOUS EDITIONS 1-79

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Approved For Release 2005/07/28 : CIA-RDP92-00455R000300040004-5

28 September 1981

MEMORANDUM FOR: Director, National Foreign Assessment Center
Deputy Director for Operations
Deputy Director for Science and Technology
General Counsel
Inspector General
Comptroller

STAT FROM: [redacted]
Chief, Regulations Control Division

SUBJECT: Proposed Revision of [redacted] CIA Retirement and Disability System, DRAFT A (Job #9733) STAT

FOR YOUR INFORMATION:

1. The attached proposal was initiated by the Office of Personnel. This revision of [redacted] reflects the policy contained in the new Executive orders pertaining to the CIA Retirement and Disability System which are expected to go into effect on 1 October 1981 and are based on Public Laws 96-179, 96-361, 96-499, and 97-35. This proposal is being sent for your information prior to it being forwarded to the Deputy Director for Administration on 30 September 1981.

STAT
STAT

2. Immediate handling would be appreciated.

[redacted] STAT

Attachments:
A. Concurrence Sheet (OGC)
B. Proposed Revision of [redacted]

STAT

cc: AO/DCI
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STAT

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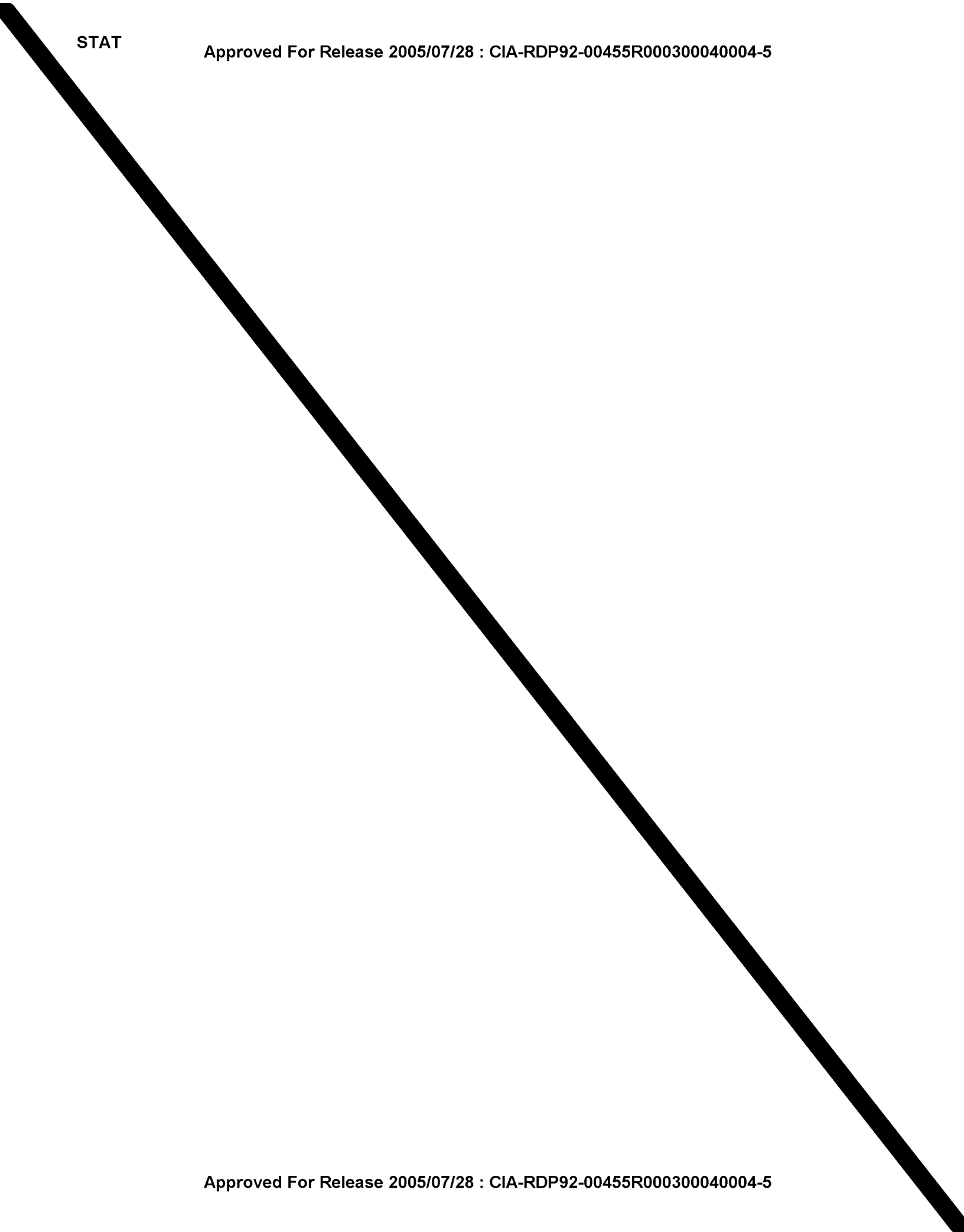

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PERSONNEL

STAT [redacted]

50. CIA RETIREMENT AND DISABILITY SYSTEM

SYNOPSIS - No change.

a and b - No change.

c. DEFINITIONS. As used in this regulation, the term:

(1) through (4) No change.

(5) ''Child,'' for the purpose of annuity benefits, means an unmarried dependent child (including (a) an adopted child or a child who lived with and for whom a petition for adoption was filed by a participant and who is adopted by the surviving spouse after the participant's death; (b) a stepchild, but only if the stepchild lived with the participant in a regular parent-child relationship; or (c) a recognized natural child) under the age of 18 years, or such unmarried dependent child regardless of age who because of physical or mental disability incurred before age 18 is incapable of self-support, or such unmarried dependent child between 18 and 22 years of age who is a student regularly pursuing a full-time course of study or training in residence in a high school, trade school, technical or vocational institute, junior college, college, university, or comparable recognized educational institution. A child whose 22d birthday occurs prior to 1 July or after 31 August of any calendar year, and while regularly pursuing a course of study or training,

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will be deemed to have attained the age of 22 on the first day of July following such birthday. A child who is a student will not be deemed to have ceased to be a student during any interim school years if the interim does not exceed five months and if, to the satisfaction of the Director of Personnel, a bona fide intention is shown of continuing to pursue a course of study or training in the same or different school during the school semester (or other period into which the school year is divided) immediately following the interim. The term ''child,'' for purpose of disposition of contributions when no annuity is payable, will include an adopted child and a natural child but will not include a stepchild. ''Dependent,'' in the case of any child, means that the participant involved was, at the time of the participant's death, either living with or contributing to the support of such child, as determined in accordance with such regulations as the Director will prescribe.

(6) through (15) No change.

d. AUTHORITIES AND RESPONSIBILITIES

(1) DIRECTOR OF PERSONNEL. The Director of Personnel will be responsible for the general administration of the System in accordance with the provisions of this regulation. All authorities as are necessary for the administration of the System, except those which are specifically reserved for the Director in this regulation, are hereby delegated to the Director of Personnel. For the purpose of ensuring the

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accuracy of information used in the administration of HR 20-50d (5)(b), at the request of the Director of Personnel:

(a) The Secretary of Defense or the Secretary's designee will provide information on retired or retainer pay provided under Title 10 of the United States Code.

(b) The Administrator of Veterans Affairs will provide information on pensions or compensation provided under Title 38 of the United States Code.

The Director of Personnel will request only such information as the Director determines is necessary. The Director of Personnel, in consultation with the officials from whom information is requested, will establish such safeguards as are necessary to ensure that information made available under this paragraph is used only for the purpose authorized.

(2) through (4) No change.

e and f - No change.

g. RETIREMENT FOR DISABILITY

(1) ELIGIBILITY. Effective 5 March 1981, a participant will be considered disabled and will be retired only if he or she is found to be unable, because of disease or injury, to render useful and efficient service in the participant's position and is not qualified for reassignment, under procedures prescribed by the Director of Personnel, to a vacant position which is in the Agency at the same grade or level and in which the employee would be able to render useful and efficient service. When the participant has made

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application, such retirement will require the approval of the Director of Personnel who also will determine whether the disability is permanent. When disability retirement action is initiated by the Director of Personnel on behalf of the participant, such retirement will be only upon order of the Director who also will determine whether the disability is permanent. In either of these cases, the findings and recommendations of the Board of Medical Examiners will be considered (see paragraph g(4) below).

(2) through (4) No change.

(Continued on Page 5)

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(5) COMPUTATION OF ANNUITY. A participant retired on disability will receive an annuity computed in accordance with the provisions of this regulation.

(a) If the participant is under age 60 and has less than 20 years of service toward retirement under the System at the time of retirement, the annuity will be computed on the assumption that the indivdual has had 20 years of creditable service, but the additional service credit that may accrue to a participant under this provision will in no case exceed the difference between age at the time of retirement and age 60.

(b) If the participant is receiving retired pay or retainer pay for military service (except that specified in

STAT [redacted] /0/ /o/ or Veteran's Administration pension or compensation in lieu of such retired or retainer pay, the annuity of that participant will be computed excluding credit for such military service from that computation. If the amount of annuity so computed, plus the retired or retainer pay or the Veteran's Administration pension or compensation in lieu of such retired or retainer pay, which is received, is less than the smaller of the annuity otherwise payable under paragraph (5)(a) above, an amount equal to the difference will be added to the annuity payable under this regulation. This provision is effective 5 December 1980.

(6) through (13) No change.

h through o - No change.

/o/
p. COMPUTATION OF ANNUITIES

(1) No change.

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(2) REDUCED ANNUITY WITH BENEFIT TO SURVIVING WIFE OR HUSBAND

(a) through (f) No change.

(g) A married participant who, at the time of retirement, does not desire any surviving spouse to receive an annuity, or who desires a surviving spouse to receive an annuity based on less than the full amount of the participant's annuity, must so state in writing to the Director. Such notification will not be considered valid unless the participant establishes to the satisfaction of the Director that the spouse has been notified of the loss of or reduction in survivor benefits, or that the participant has complied with such other notification requirements as the Director may prescribe. This provision is effective 5 January 1981.

(h) No change.

(3) through (5) No change.

(6) COST-OF-LIVING ADJUSTMENT OF ANNUITIES

(a) On the basis of determinations made by the Director pertaining to per centum change in the Price Index, effective ~~13 August~~ 30 SEPTEMBER 1981 the following adjustments will apply to annuities which commence before, on, or after such date. Except as provided in paragraph (b) below, effective 1 March of each year each annuity payable from the Fund having a commencing date not later than such 1 March will be increased by the percent change in the Price Index published for December of the preceding year, adjusted to the nearest one-tenth of one percent.

(b) Eligibility for an annuity increase under this paragraph will be governed by the commencing date of each annuity payable from the Fund as of the effective date of an increase,

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except as follows:

(1) The first cost-of-living increase (if any) made under paragraph (a) above to an annuity which is payable from the Fund to a participant who retires, to the widow or widower of a deceased participant whose annuity has not been increased under this paragraph or paragraph (a) above, will be equal to the product (adjusted to the nearest one-tenth of one percent) of:

(a) One-twelfth of the applicable percent change computed under paragraph (a) above, multiplied by

(b) the number of months (counting any portion of a month as a month):

(i) For which the annuity was payable from the Fund before the effective date of the increase, or

(ii) In the case of a widow or widower of a deceased annuitant whose annuity was first payable to the deceased annuitant.

(2) For the purpose of computing the annuity of a child that commences after 31 October 1969, the items $900, $1,080, $2,700, and $3,240 will be increased by the total per centum increases allowed and in force under this paragraph on or after such day, and, in case of a deceased annuitant, the items 60 per centum and 75 per centum will be increased by the total per centum allowed and in force to the annuitant under this paragraph on or after such day.

(c) The term ''Price Index'' will mean the Consumer Price Index (all items--United States city average) published monthly by the Bureau of Labor Statistics.

(d) No increase in annuity provided by this paragraph will be computed on any additional annuity purchased at retirement

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by voluntary contributions.

(e) The monthly installment of annuity after adjustment under this paragraph will be fixed at the nearest dollar except that such installment will reflect an increase of at least $1 after adjustment.

q and r - No change.

s. MONEYS

(1) and (2) No change.

(3) ATTACHMENT OF MONEYS

(a) through (c) No change.

(d) An individual entitled to an annuity from the Fund may ~~voluntary~~ /voluntarily/ request, in writing, the withholding of State income tax. An annuitant may have in effect at any time only one request for withholding and may not have more than two such requests in effect during any one calendar year. An annuitant may change the State designated for the purposes of having withholdings made and may request that the withholdings be remitted in accordance with such request. An annuitant may revoke any request for withholding. Any change in the State designated or revocation is effective on the first day of the month after the month in which the request or the revocation is processed, but in no event later than on the first day of the second month beginning after the day on which such request or revocation is received by the Director.

(4) No change.

t and u - No change.

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STAT AMENDMENTS TO [redacted] (CIA RETIREMENT AND DISABILITY SYSTEM)

c. DEFINITIONS. As used in this regulation, the term:

(5) "Child," for the purpose of annuity benefits, means an unmarried dependent child, (including (a) an adopted child or a child who lived with and for whom a petition for adoption was filed by a participant and who is adopted by the surviving spouse after the participant's death, (b) a stepchild, but only if the stepchild lived with the participant in a regular parent-child relationship, or (c) a recognized natural child) under the age of eighteen years, or such unmarried dependent child regardless of age who because of physical or mental disability incurred before age eighteen is incapable of self-support, or such unmarried dependent child between eighteen and twenty-two years of age who is a student regularly pursuing a full-time course of study or training in residence in a high school, trade school, technical or vocational institute, junior college, college, university, or comparable recognized educational institution. A child whose twenty-second birthday occurs prior to 1 July or after 31 August of any calendar year, and while regularly pursuing a course of study or training,

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shall be deemed to have attained the age of twenty-two on the first day of July following such birthday. A child who is a student shall not be deemed to have ceased to be a student during any interim school years if the interim does not exceed five months and if, to the satisfaction of the Director of Personnel, a bona fide intention is shown of continuing to pursue a course of study or training in the same or different school during the school semester (or other period into which the school year is divided) immediately following the interim. The term "child," for purpose of disposition of contributions when no annuity is payable, shall include an adopted child and a natural child but shall not include a stepchild. "Dependent," in the case of any child, means that the participant involved was, at the time of the participant's death, either living with or contributing to the support of such child, as determined in accordance with such regulations as the Director shall prescribe.

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STAT AMENDMENTS TO [redacted] (CIA RETIREMENT AND DISABILITY SYSTEM)

d. AUTHORITIES AND RESPONSIBLITIES

(1) DIRECTOR OF PERSONNEL. The D/Personnel will be responsible for the general administration of the System in accordance with the provision of this regulation. All authorities as are necessary for the administration of the system, except those which are specifically reserved to the Director in this regulation, are hereby delegated to the D/Personnel.

(a) For the purpose of ensuring the accuracy of information used in the administration of paragraph [redacted] STAT (5) (b), at the request of the D/Personnel:

(i) The Secretary of Defense or the Secretary's designee shall provide information on retired or retainer pay provided under Title 10 of the United States Code and

(ii) The Administrator of Veterans Affairs shall provide information on pensions or compensation provided under Title 38 of the United States Code.

The D/Personnel shall request only such information as the Director determines is necessary. The D/Personnel, in consultation with the officials from whom information is requested, shall establish such safeguards as are necessary to ensure that information made available under this paragraph is used only for the purpose authorized.

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STAT AMENDMENTS TO [redacted] (CIA RETIREMENT AND DISABILITY SYSTEM)

g. RETIREMENT FOR DISABILITY

(1) ELIGIBILITY. Effective 5 March 1981, a participant shall be considered disabled and will be retired only if he/she is found to be unable, because of disease or injury, to render useful and efficient service in the participant's position and is not qualified for reassignment, under procedures prescribed by D/Pers, to a vacant position which is in the Agency at the same grade or level and in which the employee would be able to render useful and efficient service. When the participant has made application, such retirement will require the approval of the D/Pers who will also determine whether the disability is permanent. When disability retirement action is initiated by the D/Pers on behalf of the participant, such retirement will be only upon order of the Director who will also determine whether the disability is permanent. In either of these cases, the findings and recommendations of the Board of Medical Examiners will be considered (see paragraph g (4) below).

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STAT AMENDMENTS TO [redacted] (CIA RETIREMENT AND DISABILITY SYSTEM)

g. RETIREMENT FOR DISABILITY

(5) COMPUTATION OF ANNUITY. A participant retired on disability will receive an annuity computed in accordance with the provisions of this regulation.

(a) If the participant is under age 60 and has less than 20 years of service toward retirement under the System at the time of retirement, the annuity will be computed on the assumption that the individual has had 20 years of creditable service, but the additional service credit that may accrue to a participant under this provision will in no case exceed the difference between age at the time of retirement and age 60.

(b) If the participant is receiving retired pay or retainer pay for military service (except that specified

STAT in [redacted] or Veteran's Administration pension or compensation in lieu of such retired or retainer pay, the annuity of that participant shall be computed excluding credit for such military service from that computation. If the amount of annuity so computed, plus the retired or retainer pay or the Veteran's Administration pension or compensation in lieu of such retired or retainer pay, which is received, is less than the smaller of the annuity otherwise

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payable under (5) (a) above, an amount equal to the difference shall be added to the annuity payable under this regulation. This provision is effective 5 December 1980.

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TAT AMENDMENTS TO [redacted] (CIA RETIREMENT AND DISABILITY SYSTEM)

p. COMPUTATION OF ANNUITIES

(2) REDUCED ANNUITY WITH BENEFIT TO SURVIVING WIFE OR HUSBAND

(g) A married participant who, at the time of retirement, does not desire any surviving spouse to receive an annuity, or who desires a surviving spouse to receive an annuity based on less than the full amount of the participant's annuity, must so state in writing to the Director. Such notification will not be considered valid unless the participant establishes to the satisfaction of the Director that the spouse has been notified of the loss of or reduction in survivor benefits, or that the participant has complied with such other notification requirements as the Director may prescribe. This provision is effective 5 January 1981.

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p. COMPUTATION OF ANNUITIES

(6) COST-OF-LIVING ADJUSTMENT OF ANNUITIES

(a) On the basis of determinations made by the Director pertaining to per centum change in the Price Index, effective August 13, 1981 the following adjustments shall apply to annuities which commence before, on, or after such date.

(1) Except as provided in subsection (b) of this Section, effective March 1 of each year each annuity payable from the Fund having a commencing date not later than such March 1 shall be increased by the percent change in the Price Index published for December of the preceding year, adjusted to the nearest 1/10 of 1 percent.

(b) Eligibility for an annuity increase under this Section shall be governed by the commencing date of each annuity payable from the Fund as of the effective date of an increase, except as follows:

(1) The first cost-of-living increase (if any) made under subsection (a) of this Section to an annuity which is payable from the Fund to a participant who retires, to the widow or widower of a deceased participant whose annuity has not been increased under this subsection or subsection (a) of this Section, shall be equal to the product (adjusted to the nearest 1/10 of 1 percent) of-

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(A) 1/12 of the applicable percent change computed under subsection (a) of this Section, multiplied by

(B) the number of months (counting any portion of a month as a month) --

(i) for which the annuity was payable from the Fund before the effective date of the increase, or

(ii) in the case of a widow or widower of a deceased annuitant whose annuity was first payable to the deceased annuitant.

(2) For the purpose of computing the annuity of a child that commences after October 31, 1969, the items $900, $1,080, $2,700, and $3,240 shall be increased by the total per centum increases allowed and in force under this section on or after such day, and, in case of a deceased annuitant, the items 60 per centum and 75 per centum shall be increased by the total per centum allowed and in force to the annuitant under this section on or after such day.

(c) The term "price index" shall mean the Consumer Price Index (all items-United States city average) published monthly by the Bureau of Labor Statistics.

(d) No increase in annuity provided by this section shall be computed on any additional annuity purchased at retirement by voluntary contributions.

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(e) The monthly installment of annuity after adjustment under this section shall be fixed at the nearest dollar except that such installment shall, after adjustment reflect an increase of at least $1.

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